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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re
PACIFIC GAS AND ELECTRIC
COMPANY,
Debtor.

Case No. 19-30089 (DM)

Chapter 11

**DECLARATION OF YOSEF PERETZ IN
SUPPORT OF CARA FENEIS' MOTION
FOR RELIEF FROM THE AUTOMATIC
STAY**

Date: January 29, 2020

Time: 10:00 a.m.

Ctrm: 17

Judge: Hon. Dennis Montali

I, Yosef Peretz, declare as follows:

1. I am the principal of Peretz & Associates, counsel of record for the Claimant in this matter, CARA FENEIS ("Feneis"). I make this declaration in Support of Feneis' Motion for Relief from the Automatic Stay. If called as witness in this matter I would and could competently testify to the following.

2. I represent Feneis in her suit against Debtor PACIFIC GAS AND ELECTRIC COMPANY ("PG&E") in connection with whistleblower retaliation and wrongful termination claims arising from Feneis' employment with PG&E, brought in the Superior Court of California, County of Alameda, Case No. RG17866484.

DECLARATION OF YOSEF PERETZ IN SUPPORT OF CARA FENEIS' MOTION FOR RELIEF FROM THE AUTOMATIC STAY

1 3. Over the following months after PG&E filed its answer to Feneis' Complaint, the parties
2 engaged in extensive written discovery.

2 4. On May 11, 2018, PG&E served responses to form and special interrogatories, requests
3 for admission, and requests for production of documents.

4 5. After the parties' met and conferred regarding those responses, PG&E provided
5 supplemental responses on July 27, 2018.

6 6. To date, PG&E has produced nearly 4,000 pages of documents in response to Claimant's
7 requests. Additionally, PG&E issued document subpoenas to various of Claimant's healthcare
8 providers, who subsequently produced hundreds of pages of medical records.

9 7. While the Alameda Superior Court case was pending, the parties were close to completing
10 all written discovery, and were in the process of setting up and taking depositions.

11 8. Three depositions have already been noticed in Feneis' case in Alameda Superior Court,
12 and Feneis estimates that at least ten more are likely to proceed to complete the discovery process
13 altogether.

14 9. The Alameda Court initially set the case for a jury trial on January 14, 2019, which was
15 later continued to September 30, 2019 so that parties could participate in private mediation. Prior
16 to the Automatic Stay, Feneis and PG&E had scheduled mediation for May 9, 2019, which was
17 only vacated upon PG&E's filing of bankruptcy and the automatic stay on Claimant's action.

18 10. On February 13, 2019, PG&E notified Feneis in an email that stated, "Given PG&E's
19 bankruptcy proceeding, PG&E cannot participate in the mediation in good faith. As such, we will
20 need to cancel the mediation."

21 11. Accordingly, Feneis and PG&E cannot engage in mediation in good faith until Feneis is
22 granted relief from the Automatic Stay.

23 I declare under penalty of perjury under the laws of the State of California that the
24 foregoing is true and correct of my own personal knowledge and as to such matters, I am informed
25 and believe that they are true and correct.

26 Executed on December 26, 2019 at San Francisco, California

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Yosef Peretz

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